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*Special Administrator of the Estate
Of M. David Fesko*

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

M. DAVID FESKO,

Defendants.

Case No. 2:20-cv-00367-APG-EJY

**UNOPPOSED MOTION TO EXTEND
TIME FOR DEFENDANT TO
RESPOND TO THE COMPLAINT**

Motion

Defendant, Taylor L. Waite, Special Administrator of the Estate of M. David Fesko (“Defendant”), moves the Court to extend the time for Defendant to respond to the complaint by 120 days to give the parties the opportunity to continue their global settlement discussions. Mr. Waite and Counsel for the United States, Jeremy N. Hendon, corresponded via email regarding the request to extend the time pending further settlement discussions. Mr. Hendon stated that the United States does not oppose the requested relief and that he agrees to waive personal service of this motion under Fed. R. Civ. P. 4, as required by Fed. R. Civ. P. 25(a)(c), and instead receive service by email. *See* Email exchange between Jeremy N. Hendon and Taylor Waite, a true and correct copy of which is attached.

Memorandum of Points and Authorities

The United States, the Estate of M. David Fesko, and the heirs of M. David Fesko (his widow and three sons) have been involved in detailed global settlement discussions with the Chapter 7 Trustee for the bankruptcy action filed by M. David Fesko before his death to resolve all claims against the parties. Those extensive discussions are ongoing, and the United States and Mr. Waite, as special administrator of the Estate of M. David Fesko, respectfully request the Court

1 extend the time for Defendant to file a response to the complaint in this action by 120 days from
2 the date of filing an order regarding the instant Motion. This will allow those detailed global
3 settlement discussions to proceed.

4 For the foregoing reasons, Taylor Waite, as special administrator of the Estate of M. David
5 Fesko, requests the Court grant this motion to extend the deadline for Defendant to file a response
6 to the complaint by 120 days form the date the Court issues its order.

7 Dated: May 12, 2022.

8 Taylor L. Waite, Special Administrator

9 /s/ Taylor L. Waite

10 Taylor L. Waite

11 *Special Administrator of the Estate of M. David*
12 *Fesko*

13 IT IS SO ORDERED.

14 
15 DAYNA J. ZOUCHEK
16 UNITED STATES MAGISTRATE JUDGE

17 Dated: May 13, 2022
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